

**CITY OF MARATHON, FLORIDA
RESOLUTION 2015-14**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, APPROVING AN EXTENSION TO THE TO THE TERM OF THE INTERLOCAL AGREEMENT BETWEEN THE CITY OF KEY WEST, MONROE COUNTY AND THE CITY OF MARATHON FOR THE LOWER KEYS SHUTTLE BUS SERVICE, FOR A PERIOD OF FIVE (5) YEARS FROM APRIL 5, 2015, THROUGH APRIL 4, 2020; AUTHORIZING THE CITY MANAGER TO EXECUTE THE INTERLOCAL AGREEMENT ON BEHALF OF THE CITY; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, on April 6, 2005, the City of Marathon (the “City”), the City of Key West (“Key West”), and Monroe County (the “County”), entered into the Lower Keys Bus Service Interlocal Agreement for the fixed route bus service between the City and Key West (the “Bus Service ILA”); and

WHEREAS, on March 23, 2010, the City approved an extension through April 5, 2015; and

WHEREAS, the parties wish to continue the bus service for the benefit of the residents of the City, the County and Key West by extending the Bus Service ILA for an additional five (5) years until April 4, 2020.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, THAT:

Section 1. The above recitals are true and correct and incorporated herein.

Section 2. The Bus Service ILA between the City, Key West and the County, a copy of which is attached as Exhibit “A,” is hereby extended for a period of five years from April 5, 2015 through April 4, 2020.

Section 3. This resolution shall take effect immediately upon its adoption.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, THIS 10th DAY OF FEBRUARY, 2015.

THE CITY OF MARATHON, FLORIDA



Mayor Chris Bull

AYES: Keating, Kelly, Senmartin, Zieg, Bull
NOES: None
ABSENT: None
ABSTAIN: None

ATTEST:

Diane Clavier

Diane Clavier, City Clerk

(City Seal)

**APPROVED AS TO FORM AND LEGALITY FOR THE USE AND RELIANCE OF THE
CITY OF MARATHON, FLORIDA ONLY:**

V. Haber DC

City Attorney

FIRST AMENDMENT TO AGREEMENT

This First Amendment to Agreement is entered into this 18 day of MARCH, 2015, by and between Monroe County, a political subdivision of the State of Florida (hereinafter the "County"), the City of Key West, Florida, a municipal corporation (hereinafter the "City") and the City of Marathon, a municipal corporation, (hereinafter "Marathon").

WITNESSETH

WHEREAS, COUNTY, CITY and MARATHON entered into an Agreement on the 24th day of March, 2005, (the "Agreement"), pertaining to the Lower Keys bus Service; and

WHEREAS, the Agreement was set to expire on April 5, 2010; and

WHEREAS, on March 23, 2010, the parties agreed to extend the period of the Agreement to April 5, 2015; and

WHEREAS, COUNTY, CITY and MARATHON desire to amend the Agreement to extend the expiration of the Agreement beyond April 5, 2015.

NOW, THEREFORE, in mutual consideration of the benefits conferred upon the parties by the terms of this Amendment, COUNTY, CITY and MARATHON agree to modify the Agreement as follows:

RECITALS: That the above recitals are true and correct and made a part hereof;

Section 1: Paragraph 2 of the Agreement, pertaining to Term, is hereby amended to provide that the term of the Agreement shall terminate on the 4th day of April, 2020.

Section 2: Except as modified herein, the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have executed this First Amendment to Agreement on the date first written above.

CITY OF KEY WEST, FLORIDA

By: *Craig Cates*
Craig Cates, Mayor



ATTEST:

Cheryl Smith
Cheryl Smith, City Clerk

CITY OF MARATHON

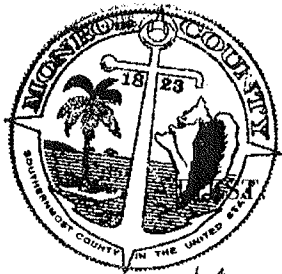
By: *Chris Bull*
CHRIS BULL, Mayor

ATTEST:

Diane Clavice
Diane Clavice, Clerk

BOARD OF COUNTY COMMISSIONERS
OF MONROE COUNTY, FLORIDA

By: *Danny Kolhage*
Danny Kolhage, Mayor



Lindsey Edman
Lindsey Edman, Clerk

MONROE COUNTY ATTORNEY
APPROVED AS TO FORM
Pedro J. Mercado
PEDRO J. MERCADO,
ASSISTANT COUNTY ATTORNEY
Date 2/13/15